

Case 3:15-cv-01758-N Document 83 Filed 07/24/20 Page 1 of 3 PageID 14225

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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United States Court of Appeals  
Fifth Circuit

**FILED**

July 24, 2020

Lyle W. Cayce  
Clerk

JAMES GARFIELD BROADNAX,

Petitioner - Appellant

v.

LORIE DAVIS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL  
JUSTICE, CORRECTIONAL INSTITUTIONS DIVISION,

Respondent - Appellee

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 3:15-CV-1758

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Before JONES, HIGGINSON, and OLDHAM, Circuit Judges.

PER CURIAM:\*

The court has pending the parties' briefing on a motion for COA from the district court's denial of habeas relief in this capital case. The court **GRANTS** COA limited to one issue:

Whether the district court erroneously concluded that the spreadsheet was barred by *Pinholster* and 28 U.S.C. § 2254(d)(2).  
(Issue IA(2)(b) and (d) in Petitioner's Briefing).

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

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No. 19-70014

Because significant briefing about this issue has already been provided, any further briefing must be limited to supplemental evidence and authorities. The parties' supplemental briefs are limited to 20 pages each. Petitioner's brief is due thirty days from today, with Respondent's brief due 21 days thereafter.

SO ORDERED.

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***United States Court of Appeals***

FIFTH CIRCUIT  
OFFICE OF THE CLERK

**LYLE W. CAYCE**  
**CLERK**

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Suite 115  
NEW ORLEANS, LA 70130

July 24, 2020

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 19-70014      James Broadnax v. Lorie Davis, Director  
USDC No. 3:15-CV-1758

Enclosed is the opinion entered in the case captioned above.

Sincerely,

LYLE W. CAYCE, Clerk

*Charles Whitney*

By: Charles B. Whitney, Deputy Clerk

Ms. Ameya Sita Ananth  
Ms. Kimberly Francis  
Mr. Garrett M. Greene  
Mr. Steven C. Herzog  
Mr. Stephen M. Hoffman  
Ms. Camille M. Knight  
Mr. Edward Larry Marshall  
Ms. Karen S. Mitchell